

WORKERS' COMPENSATION INDUSTRIAL COUNCIL

May 16, 2019

Minutes of the meeting of the Workers' Compensation Industrial Council held on Thursday, May 16, 2019, at 1:00 p.m., Offices of the West Virginia Insurance Commissioner, 900 Pennsylvania Avenue, Room 912, Charleston, West Virginia.

Industrial Council Members Present:

Kent Hartsog, Chairman
Kim Shin
Michael Keener
Bengy Swanson
James A. Dodrill, Insurance Commissioner/Advisory Nonvoting Member

1. Call to Order

Chairman Kent Hartsog called the meeting to order at 1:00 p.m.

2. Approval of Minutes

Chairman Hartsog asked for a motion to approve the March 7, 2019 minutes.

Michael Keener made the motion to approve the March 7, 2019 minutes. The motion was seconded by Bengy Swanson and passed unanimously.

3. Office of Judges' Report – Rebecca Roush, Chief Administrative Law Judge

Chief Judge Rebecca Roush presented the Office of Judges' Report. Following the report, Chief Judge Roush took questions from the Council members.

4. General Public Comments

Chairman Hartsog asked if anyone from the public would like to speak to the Council, or if anyone had comments. No speakers and no comments.

5. Old Business

Chairman Hartsog asked if anyone on the Council had any old business they wanted to bring up. Erin Hunter, OIC General Counsel, gave an update on workers' compensation legislation and took questions from the Council members.

6. New Business

Chairman Hartsog asked if anyone had any new business to bring up. It was discussed and acknowledged that Debra Scudiere officially resigned as a member of the Industrial Council due to her appointment to serve as a Circuit Court Judge in Monongalia County.

7. Next Meeting

The next meeting is scheduled for Thursday, July 18, 2019, at 1:00 p.m.

8. Executive Session

Chairman Kent Hartsog: The next order of business is the special Executive Session. The next item on the agenda is related to self-insured employers. These matters involve discussion as specific confidential information regarding a self-insured employer that would be exempted from disclosure under the West Virginia Freedom of Information Act pursuant to West Virginia Code §23-1-4(b). Therefore, it is appropriate that the discussion take place in Executive Session under the provisions of West Virginia Code §6-9A-4. If there is any action taken regarding these specific matters for an employer this will be done upon reconvening of the public session. Is there a motion to go into Executive Session?

Michael Keener made the motion to go into special Executive Session. The motion was seconded by Bengy Swanson and passed unanimously.

The Industrial Council went into special Executive Session to discuss self-insured matters.

The Industrial Council returned to the regular meeting following the special Executive Session.

Chairman Hartsog called the Industrial Council meeting back to order for the regular public session.

Chairman Hartsog advised that there were no actions taken and none contemplated upon reconvening to the regular session.

9. Adjourn

There being no further business, Chairman Hartsog asked for a motion to adjourn. Kim Shin made the motion to adjourn the meeting. The motion was seconded by Michael Keener and passed unanimously.